WPMS 5109 of 2001

(Old No. 5632 of 1996)

Hon'ble P.C. Verma,J.

Heard Sri Arvind Vashisth, learned counsel for the petitioner and Sri Pankaj Miglani, learned counsel for the respondent no.2

The respondent no. 2 has superannuated. Therefore, the learned counsel for the respondent no.2 submitted that he may be paid 60% (Sixty per cent) back wages to the respondent no.2 from the date of termination till the date of superannuation. As the order impugned has been passed in violation of provisions of Section 6-N of the Industrial Disputes Act, had the respondent no.2 been in service, he would have been reinstated. The total amount, as ordered above, shall be paid to the respondent no.2 within four months in four equal instalments.

The petition is disposed of in the aforesaid terms.

(**P.C. Verma,J.)**

10.7.2002
P.Singh